

Sample Form 20

FORM 1 (ND/SD MISS. DEC. 2009)

**UNITED STATES DISTRICT COURT
DISTRICT OF MISSISSIPPI**

Plaintiff

v.

**CIVIL ACTION
NO.**

Defendant

CASE MANAGEMENT ORDER

This Order, including the deadlines established herein, having been established with the participation of all parties, can be modified only by order of the court upon a showing of good cause supported with affidavits, other evidentiary materials, or reference to portions of the record. **IT IS HEREBY ORDERED:**

- 1. CASE TRACK:** Expedited Administrative
 Standard Mass Tort
 Complex Suspension Track

2. ALTERNATIVE DISPUTE RESOLUTION [ADR].

A. Alternative dispute resolution techniques appear helpful and will be used in this civil action as follows:

B. At the time this Case Management Order is offered it does not appear that alternative dispute resolution techniques will be used in this civil action.

3. CONSENT TO TRIAL BY UNITED STATES MAGISTRATE JUDGE.

- _____ A. The parties consent to trial by a United States Magistrate Judge.
- _____ B. The parties do not consent to trial by a United States Magistrate Judge.

4. DISCLOSURE.

- _____ A. The pre-discovery disclosure requirements of L.U.Civ.R. 5.1(c) have been complied with fully.
- _____ B. The following additional disclosure is needed and is hereby ordered:

5. MOTIONS; ISSUE BIFURCATION.

- _____ A. The court finds and orders that early filing of the following motion(s) might significantly affect the scope of discovery or otherwise expedite the resolution of this action:
 - _____ B. The court finds and orders that staged resolution, or bifurcation of the issues for trial in accordance with FED. R. CIV. P. 42(b).
 - _____ (1) Will assist in the prompt resolution of this action.
 - _____ (2) Will not assist in the prompt resolution of this action.

Accordingly, the court orders that:

6. DISCOVERY PROVISIONS AND LIMITATIONS.

- A. Interrogatories, Requests for Production, and Requests for Admissions are limited to
_____ [Expedited: 15; Standard and Complex: 30] succinct questions.
- B. Depositions are limited to the parties and no more than
_____ [Expedited: 3; Standard: 5; Complex: 10] fact witness depositions per party without additional approval of the court.

_____ C. There are no further discovery provisions or limitations.

_____ D. The court orders that further discovery provisions or limitations be imposed:

7. **Scheduling Deadlines.** *The appropriate scheduling deadlines based upon the track designation will not be included in the proposed Case Management Order. (Deadlines will be determined at the Case Management Conference.)*

SCHEDULING DEADLINES
(To be completed by the court only)

IT IS HEREBY ORDERED AS FOLLOWS:

8. **Trial.**

A. This action is set for trial commencing on: _____.

B. Reserved trial period (two-week limitation): _____.

C. Conflicts (the court will only consider conflicts specified in this Case Management Order):

D. This is a [check one]: Jury Trial Non-Jury Trial

9. **Pretrial.** The pretrial conference is set on: _____.

10. **Discovery.** All discovery will be completed by: _____.

11. **Amendments.** Motions for joinder of parties or amendments to the pleadings will be served by:
_____.

12. Experts. The parties experts will be designated by the following dates:

A. Plaintiff: _____

B. Defendant: _____

13. Motions. All motions other than motions *in limine* will be filed by:

The deadline for motions *in limine* is fourteen days before the pretrial conference; the deadline for responses is seven days before the pretrial conference.

14. Settlement Conference. A judicial officer will conduct a settlement conference on:

ORDERED: _____
Date

UNITED STATES MAGISTRATE JUDGE